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Docket No. 1391(Touchstone)

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rogers

Serial No.: 09/733,602

Filed: 12/08/2000

For: DESIGNED CELLULAR COAL

CERTIFICATE OF MAILING

DATE OF DEPOSIT: 3/22/01
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the addressee herein on the date indicated above.

Firm: Auzville Jackson, Jr.

By: Auzville Jackson, Jr.

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Honorable Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to your Notice to File Corrected Application Papers mailed January 25, 2001, enclosed herewith are the following:

- (1) Substitute Drawings which are identical to those originally filed but re-sized to the correct margins.
- (2) The reference to Figure 6 was unnecessary and will be cancelled by Preliminary Amendment.

A copy of the Notice and a Petition Fee of \$130.00 (Credit Card) are enclosed herewith.

Respectfully submitted,

Date: 3/22/01

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By: Auzville Jackson, Jr.
Auzville Jackson, Jr.
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/733,602	12/08/2000	Darren Rogers	1391 (Touchstone)

CONFIRMATION NO. 2099

FORMALITIES LETTER



OC000000005705813

AUZVILLE JACKSON, JR.
8652 Rio Grande Road
Richmond, VA 23229

Date Mailed: 01/25/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

05/04/2001 TV0111 00000011 09733602

01 FC:205 65.00 CP
02 FC:299 65.00 CP

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

The following item(s) appear to have been omitted from the application:

Adjustment date: 05/04/2001 TV0111
03/26/2001 HENDER 00000017 09733602
01 FC:105 • Figure(s) 6 describes the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(i))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the PTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the PTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of

03/26/2001 HENDER 00000017 09733602

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Adjustment date: 05/14/2001 HENDER
03/26/2001 TV0111 00000011 09733602
02 FC:299 65.00 CP

the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the PTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the PTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the PTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE